WEEKLY: BAYES OF ADVERTISING, IN DAILY APPEAL:

First insertion, per square \$1 00 subsequent insertions, per square 50 Eight lines solid nonpareil make one square, and twelve lines make one inch. Local Notices are 20 cents per line first in sertion, in tanks per line per week, and 12% cents per lin per month. Wents, etc., are 10 cents per line first inser-tion, and 5 cents per line each subsequent

Desth and Marriage notices, Funeral notices and Oblituaries, are charged at regular rates, We will not accept any advertisements to fol-First or Fourth page advertisements, stationary, double rates. Specimen copies sent free of charge.

Our mall-books are kept by postoffices, and not by individual names, nordering papers changed from one postoffice to another, the names of both postoffices to another, the should be given.

We solicit letters and communications upon subjects of general interest, but such must always be accompanied by a responsible we will not return rejected communications. All letters, communications, or anything els-for the AFFEAL, should not be addressed to any individual connected with the office but simply the

#### APPEAL. Memphis, Tenn. AMUSEMENTS.

MEMPHIS THEATER. T. W. DAVEY ....

Last Week of the Regular Senson. GREAT ATTRACTION. Monday, March 15, 1875, and every night and Saturday Matinee, the celebrated Irish Comedian,

Who will appear in his sensational drama of "HELP," Introducing all his renowned specialties. FRIDAY, benefit of Mr. Murphy.

MR. JOSEPH MULPHY,

SATURDAY, last Matinee. Saturday night, last night of the sesson.

DURIN BALL. A GRAND FANCY DRESS AND

MASK BALL Will be given under the auspices of the

ANCIEST JEWISH ORDER OF K. S. B.

at the Memphis Club Hall,

On MONDAY, MARCH 22, 1875.

Maskers will be examined by the Reception Committee before entering the ball-room. No

improper characters will be admitted. Tickets and Ladies' Invitations can be se cured at Martin Cohen's Hat Store, 287 Main street; at L. Rubinson's, Murray & Ridgley's, street or at Jake Leubrick or

Coleman's Cigar Stores. Tickets Two Dollars, admitting gentleman

STRAYED OR STOLEN. LUT-A liver-colored spaniel slut, from the nudersigned, about two months ago. The his will pieuse return her to his J. H. ATCHISON, 444 Main st.

EXCHANGE.

TO EXCHANGE-A stylish buggy, almo ew, and a splendid combined saddle and ess horse, for greenbacks, city or subur-W. T. CHURCH: LL, Memphis, Tenn. DLANTATION-RESIDENCE-I will exchange a plantation (price ten thousand ars), which rents for two thousand dollars annum, and a first-class suburban resi-ce (price forty-five hundred dollars), for record city property or I will exchange dence (price forty-five hundred dollars), for improved city property; or I will exchange the residence and a small plantation (price six thousand dollars), rents for five hundred dollars per annum, for improved city proper-ty. Title to shove property perfect, and free from all incumbrance whatever. Address, describing property, and state lowest cash basis of trade, T.J. HUMPHREYS, 45% Madison st., Kit Williams Block.

## WANTS.

FURNISHED ROOM (private family pre-ferred) by two gentlemen, on Madison, Monroe or Union streets, near Main. Best of ces given. Apply, stating terms, to "W. & L.." this office. LIVERYBODY to use Hitzfeld's Patent Mamcounth Light. Sold only at 235 Second

WANTED-A good "Shoe Man," to travel for a wholesale Boot and Shoe house in on, Tenn. Must come well recommend-

A MALE TEACHER, to go to the country unmarried man preferred; twenty to thir ty pupils, averaging four dollars per month Apply at this office.

A GENTS-Experienced canvassers (Ladies and Gents) requested to call at room No.9, Cochran Hall, 182 Main street, to-day (Satur-day) and Monday forenoon, and inspect the best thing out; light work and large cash pay. COOK, WASHER AND IRONER-Apply at THIS OFFICE.

WANTED-YOUR ATTENTION TO THE MEMPHIS AWNING MANUFACTO-BY, H Washington St. Awnings of all styles made to order. Cabinet work and Furniture made and repaired, re-upholstered, varnished, and packed for shipment. Carpets taken uppleaned and relaid. All work called for and delivered frace of charms—H. BUTTENBERG. MEMPHIS WATER BONDS-The undera signed desires to purchase Twenty Thouund Dollars of Memphis Water Bonds, and
fill be pleased to receive communications
om holders, stating price at which they will
b. M. J., Appeal office.

VOUNG MEN-To learn and engage in teleph operating; permanent positions se-Address Pacific Telegraph, 151 Main Memphis, Tenn. fe2w CTUDENTS-To attend Kinealy's Business College, 265 Main street. Book-keeping and English Branches, \$4 per month. fel6 100K-A No. 1 cook, white woman. Apply at C. BERTON'S, No. 1 Beale st. To EXCRANGE—An improved place of 700 acres, now in cultivation, situated 12 miles

# FOR SALE.

SUGAR CURED HAMS, at ten cents per B. P. SMITH & CO., WARRANTS-Crittenden County Warrants at Mechanics and Traders Bank, Madi-

OTS—The premises now occupied by Chas.

Jones, as a bick-yard, at the intersection
of Califora street and the river, containing, by
neasurement, about four and one-fifth acres,
hive, several lots on the west side of Tennessee
dreet, between Californ and Buller surgests. dreet, between Calboon and Butler areets, rgh13 B. RICHMOND, 29 Main street, DESIDENCE—My late residence on Jessa-th main street, third door east of Lander-dale street. House and grounds in perfect order.

JOHN OVERTON Js. THREE BOAT LOADS NO. 1 PITTSBURG

50,000 Briles, No. 1 PITTSBURG COAL, as low as the lowest. Also, Peytona-Cannel and St. Bernard coals, cheap as any other man." Also, & COD "in every tyie." Also, a fine Bocksway and a

H. E. PACKER & CO., 194 Second st. PRIUK-Orders left with W. H. Grider & Co., 318 Front street, or at yard on Overton tract, on the binf, South Memphls, will receive stompt attention. O. H. P. PIPER. OAL—Pittsburg, St. Bernard and Cannel Coal and Gas Coke, decil P. G. BIGLEY, 280 Main st. 10TTAGE—(in Union street, for \$1000 cash. T. H. LOGWOOD, 164 Main st.

AND-Three and one-half acres of land at L. Buntyn. Two-story building, with seven rooms; good orchard and flower garden. Will sell for fl. ocash. Apply at 357 Union street.

STRAYED. COW-An old black cow with white belly \$5 reward for her delivery at 252 Feale at.

REMOVAL. R. B. MILLER, Justice of the Fence, to No. 156 Main street, opp. New Courthouse.

FOR RENT OR LEASE. HOTEL DE EUROPE—Corner Jefferson and Third streets. Apply to mbs W. P. Wilson, 31 Madison st.

PERSONAL. WM. SHUTTLEWORTH, Painter, 279 Second street, opposite Appeal office. mbis PLASTERING, Cement work, Cistern Build-

ing and Repairing, Grate Seting, done by Jaly W. B. LOCKEY, 18 Gayoso st. R. ALFRED VOORHIES, EYE AND EAR DISEASES.
Office, MS Poplar street. DR. W. R. HODGES has removed his office I to No. 40 Madison street, DeSoto Block, where he may be found all hours during the

day, and at his residence, 303 Union street, at night. COLLECTING - in connection with my rental and real estate business, I am prepared to do general collecting. Parties who have accounts to collect can make satisfactory arrangements by calling at No. 10 Mac son street I. D. CONAWAY

### FOR RENT.

FURNISHED ROOM-Fine furnished room nihls FOR RENT-BLOCK-All that part of the Kit Williams block at present occupied by Mr. Corwin, as a Resiaurant and Saloon, embracing threestores on Second street, the base ment rooms, and fifteen rooms on the third and fourth floors above. Possession given first of April. Apply to G. A. STOVALL, mhl3 43% Madison street, up stairs.

PLANO-A No. 1 Piano. Apply to EEBRON, CONNOR & CO. E Ann's at 14 NORTH SECOND ST. H OUSE—Containing six rooms and kitchen; everything convenient; good location; rent cheap Apply at 212 Tennessee street. R COMS.—Two spacious rooms centrally located and admirably adapted for the use of Societies. Will let on long lease and at extensive low rates.

tremely low rates. TREZEVANT & CO., No. 19 Madison st. M ADISON STREET BOARDING HOUSE— That elegant house No. 65 Madison street is for rent or lease. Apply to No. 15 Madison street, up stairs.

HOUSES, LANDS, ROOMS. W. D. McCALLUM, Ag't, 19 Madison st. R ESIDENCE—From 1st February, 3-stery brick house, 141 Madison street, 12 rooms, Apply to A. G. DENNIS, 292 Main st. STOREHOUSE—No. 351 Main street, below Union. Low to a good tenant. Apply at the MANHATTAN BANK. OFFICE—That desirable office in Stanton block, corner office, over Emmet Bank, occupied for years by R. G. Punn & Co. Will

make a magnificent cotton or steamboat of-fice. Apply to R. C. Nicholson, 18 Madison street, or G. D. Crockett. fe28 BARBER-SHOP-Under Commercial Hotel, Apply at the office in Hotel, mh5 COTTAGE—Four rooms and kitchen, two squares west of Hernando street cars, on Jackson, between LaRose and Lauderdale streets—one acre ground for garden.

I. D. CONAWAY, Rental, Real Estate and Collecting Agent, No. 10 Madison street,

NEWLY FURNISHED ROOMS-CHEAP-At Gait House, cor. Main and Beale sts

ROOMS AND BOARD. R OOMS AND BOARD-Desirable front room with board, at 95 UNION ST. PLEASANT ROOM, WITH BOARD-At 110 MONROE ST. EVERAL elegant rooms, with board, at rea-ROOMS AND BOARD-At 88 Madison street by MISS E. M. CLEMMONS, ROOMS AND BOARD - Two nice front rooms, with board, at low rates: also day MRS. M. ALLEN, 114 Monroe st. FURNISHED ROOMS—With or without board, over Willett's, 37 Adams street. NICELY FURNISHED ROOMS-With or son, in a French family; references required DOOMS AND BOARD-Families or single R gentlemen can obtain board, with furnished rooms, at T. W. Brown's, 382 Poplar st. R OOMS AND BOARD-At 179 Second street.
Wery reasonable terms. mhll

### LOCAL PARAGRAPHS.

-Recorder Winters yesterday disposed of thirty cases. -Yesterday Recorder Winters fined Henry Clair, a confidence man, fifty dollars.

-Owing to the pleasant weather Sun-day arternoon the churches were well attended. -Pursuant to a decree of court, the Poplar street tollgate was yesterday re-

moved to Big Spring, the site of the old plank-road tolsey. -There was a hard rain Sunday night. The rain was accompanied by thunder and lightning, and a more disagreeable night does not often visit our

—The drag made in Bayou Gayoso, near Market street, for the supposed in-fant believed to have been thrown in quainted in West Tennessee. Adress P.O box the stream last Friday night, did not wrify the suspicions. verify the suspicions. -The city authorities will do a grace-

ful as well as considerate thing by the immediate erection of a lamp opposite the entrance of St. Mary's Catholic church on Third street. Will they doit? -The people are anxiously awaiting the publication of the approximate prizes by the Louisville lottery managers.
Will the Courier-Journal, of Louisville,

tell us why such publication does not ap--Mansford, the book dealer, corner of Second and Monroe streets, has received a large suppy of Archbishop Manning's reply to Gladstone on Vatican decrees.

This reply is an able and interesting doc--Julius Douglass, colored, who is said to be rich in the devoted love of sixteen better-halves, was arrested last night upon the charge of disorderly conduct. Being refused admittance, he pulled down the door of a shanty, and was thereupon arrested.

-Among the most beautiful flower gardens in the city is that of Mr. A. Erich, at the Perdue place, on Poplar street. Yesterday afternoon we were shown a collection of flowers from his garden, and we are not loth to say that they are the most besutiful we have seen this season. In a land of sunshine and warmth of clime, there is no reason that our people should not cultivate flowers in great variety and to a great

-The card of Clay Rice, the Arkansas sheriff, in Sunday's APPEAL, to the effect tuat Samuel M'Dowell made statements to the local editor of this paper oncerning the charge upon which he (M'Dowell) was arrested, is untrue. The local editor of this paper has never received any statement about the affair from Mr. M'Dowell, and if said Rice has been so informed, the person who gave such information to the Arkansas official was not authorized to do so. The gentleman who wrote the article has never seen Rice, and hence the statement by the latter as to the source of the AP-PEAL's information it seems has been made, was based upon the information by some person unknown to us. We make the above statement in order to do Justice to Mr. M'Dowell, who is not aware of this publication. He has never given the APPEAL any information conserning the affair, nor has he ever asked

# PERSONAL,

us to make any publication.

Hon. Casey Young, congressmanelect from this district, has returned

from a visit to Washington. WILLIAM IVEY WESTBROOK, of the Brownsville Bee, and Lewis P. Meyers, of the Humboldt Herald, are in the city. MR. E. C. M'Dowell, formerly of Memphis, and now a prominent lawyer of Columbia, is visiting the city. He bas many friends in Memphis, who are

always glad to see him here. 3000 BUSHELS the BOYD PROLIFIC MADE Apply to ESTES, FIZER & CO.

MILCH-COW—One fine mind a half old, inquire of calf one month and a half old, inquire of ca or at E. F. Rick & Co.'s foundry.

DOAR HACK—One fine Berkshire boar, in the might with safety have run fifty term. A nephew of the late Governor Domenths eld, Also, a good back in fine order. Inquire of F. L. Warner, 23 Front st., or Hadden & Avery, 26 Front st.

He is a 'gentleman and scholar in the council, demanding that they levy a tax as allowed by the charter of said city, for the purpose of paying said above described coupons or interest warrants, both of which deman and scholar in the demand on said mayor and general council, demanding that they levy a tax as allowed by the charter of said city, for the purpose of paying said above described coupons or interest warrants, both of which deman and scholar in the demand on said mayor and general council, demanding that they levy a tax as allowed by the charter of said city, for the purpose of paying said above described coupons or interest warrants, both of which deman and scholar in the highest, truest, and best sense of the council, demanding that they levy a tax as allowed by the charter of said city, for the purpose of paying said above described coupons or interest warrants, both of which deman and scholar in the highest, truest, and best sense of the council, demanding that they levy a tax as allowed by the charter of said city, for the purpose of paying said above described coupons or interest warrants, both of which deman and scholar in the highest, truest, and best sense of the council, demanding that they levy a tax as allowed by the charter of said city, for the purpose of paying said above described coupons or interest warrants, both of which deman and scholar in the highest, truest, and best sense of the council, demanding that they levy a tax as allowed by the charter of said city, for the purpose of paying said above described coupons or interest warrants, but they levy a tax as allowed by the charter of said city, for the purpose of paying said above described coupons or interest warrants, but they levy a tax as allowed by the charter of sa

sition a rare order of ability and the cul-

ture of a finished scholar. WE understand that Dr. J. B. Commings, of this city, has selected Pine Bluff, Arkansas, as his future home. Tennessee has given to Arkansas many of her children, but no more worthy a one than Dr. Cummings. The society of Memphis regrets to lose such a popular member; but we congratulate our friends of Pine Bluff on the valuable accession they have received in the loestion of one who is a model in all that constitutes the gentleman. Dr. Cummings is a graduate of Jefferson medical college, Philadelphia. On account of his great promise and popularity, he was unanimously elected resident physician of Blockley hospital, where e served one year with success. Dr. Cummings belongs to one of the first families of this city, and no young man ever left Memphis with more regrets, or who had more ardent friends. We commend him to the people of Pine Bluff; for they never took to their hospitality and friendship a more worthy

### LAW REPORTS.

Meeting of Lawyers-The lawyers of Memphis are requested to meet at the Bar and Library association rooms, in the courthouse, this morning at half-past nine o'clock, to consult with the judge and officers of the Federal court as to the expediency of removing that court to the rooms in the courthouse. General and punctual attendance is requested. The honorable circuit judge of the United States court, and the officers of the Federal courts, are respectfully invited to attend.

The United States Courts - Emmons, Judge.

The Tipton county railroad bond cases, involving a large amount of money, occupied the attention of the courts yes-

First Chancery Court-Morgan, Chan. cellor. morning, and the cause of H. E. Smith vs M. H. Owen et al, vs Bridges; 2001, Denning vs Cunningsell vs Erick; 2056, Murphy vs Rich-Butler vs Cox; 2059, M'Gamee vs Clery; vs Horrill.

Second Chancery Court-Walker, Chan-cellor. Court adjourned until to-day. Thursday will be the next regular motion day

in this court. First Circuit Court-Heiskell, Judge, The following are set for trial to-day: No. 3174, on trial; 3183, Goodwin vs Robinson; 2819, DeBar vs Benson; 2869, Daughtry vs Freed; 2903, Hollenberg vs Brewster; 3082, Walton, use, vs M. and V. P. company; 3110, Conn & Butt vs tis vs Joplin & Webb: 3181, Smith vs Motley; 3194, Wray et al vs Carroll et al; 3199, Anderson vs Montana; 3201, Ott vs Southern life insurance company 3202, Lyons vs Hambly; 3205, M. and O. R. R. company vs O'Conner; 3207, Callahan vs Gorman; 3210, city of Memphis vs Anderson, administrator; 3211. Chambers vs Moreland; 3215, Burlin vs Brown & Co.; 3216, Shaw vs Sims et al; 3217, Jackson vs Callum; 3219, Laurenzi et al vs Podesta & Co.; 3220, Warner vs Young et al; 3221, Morti vs Brinkley; 3222, Haggerty vs M. and P. R. R. company; 3223, Fray vs Nevell et al; 3225 Newkirk vs Price C. J. C.; 3226, Blount vs Southern life insurance company; 3227, Newkirk vs Price C. J. C.

Second Circuit Court-Halsey, Jugde, Court meets at ten o'clock this morning. The following cases constitute the calendar for to-day: 2071, Goebel vs Donatien; 2424, M'Cloy vs Whitmore; 3902, Cooney vs Donahue; 3946, Cubbins & Gunn vs Paine; 4052, Somerville, agent vs City of Memphis; 4242, Cherry vs Shelby county; 4242, Greenlaw vs Shelby county; 4245, Moffatt vs Edmunds; 4246, Black, Estes & Co. vs Winters; 4347, Banning & Co. vs Dessauer; 4248, Fogarty vs Memphis and vs Boswell & Ball: 4253, Collier vs Victor sewing machine company; 4254, Taylor, Joy & Co., vs Anderson, admin istrator; 4256, Gatens vs Hayden & Co 4260, Cole vs Eader & Mellersh; 4261 Cole vs Zent; 4262, Beut vs City of Memphis; 4266, DeLoach vs Avery et al; 4267, DeLoach vs Guion et al; 4268, De Loach vs Southern oil works; Boyle, trustee vs Mallory; 4274, Holmes & Co. vs Eader & Mellersh; 4277, Christian Pickett; 4278, Kaufman vs Lewis; 4280, City of Memphis vs Combs; 4284 Frautham & Smith vs Davis; 4285 Frautham & Smith vs Davis; 4291 Hunter vs Cochran & Barton: 4294

Stein vs Klein; 4551, Long vs Stewart 4588, Freeman vs Cogswell. Criminal Court-Flippin, Judge The following cases are set for trial to lay: No. 526, Bob Bolton; 526, Cain Bolton; 526, James Ford; 526, Wesley Williams; 538, 539, Gabe Brocke; 323, Hans Margerum; 508, William Scales; 567, Jim Hilliams; 523, John Henry;

537, Isaac Saunders.

Colonel Bethel's Case in the First Circuit Court. similar petition, praying for mandamus,

and, as previously stated in the APPEAL, the city has been served with due notice, as required by law: Your relator P. C. Bethel, a citizen of the State of Louisiana, would respectfully show unto your honor that he is the holder and owner of the following coupons or interest warrants of the bonds of the city of Memphis, a municipal corporation erected by the laws of the State of Tennessee, being for the semi-anual interest due and payable on certain coupon bonds, duly made by said city of

Memphis, and numbered as follows, to-Five coupons or interest warrants for the sum of \$30 each, made by the city of Memphis, under the administration of Canall, mayor of said city being for semi-annual interest on bonds Nos. 1345, 1357, 1458, 1491, each due the first Monday in January, 1875, and payable in the city of New York to bearer; also, twenty seven other coupons or interest warrants of the city of Memphis, for \$70 each, being for semi-annual inbonds of the city of Memphis, issued under the administration of A. B. Tay-199, 220, 221, 222, 242, 244, 384, 557, 582, 593, 605, 642, 643, 645, 055, 656, 730, 731, 732, 743, 744, 745, and 1122.

together with interest thereou, and are here to the court shown and will be produced upon trial, but are now held for safety by relator, but subject to inspection of defendants. Relators further show unto your honor that since the above described interest warranis, or coupons, have become due, they have demanded independent of the coupons of the cou

knowledged merit, he brings to the po- | Memphis, the mayor and general coun- | in a hundred. Had his course been farcil, have wholly neglected and refused ther to the north, and the sunken tree o to do, and still refuses.

> the sole and special purpose of paying the interest, as the same may have become due, on the bonds issued, or to be issued, by the city; the said tax shall not be greater than may be necessary for the purpose. A separate account thereof shall be kept, and the money received under it shall not be applied to any other purpose whatever.
>
> urged. It has been repeatedly noticed and properly characterized by admiralty judges. As early as Amies versus Stevens, I Strange, 128, it was urged in a somewhat different form, but it was anot swered that the question was not whether the ship might not have any other purpose whatever.
>
> comedian, being the attraction in the interesting play Help, which was written, we understand, expressly for the display of this gentieman's versatility. To give apything like an adequate described by the said tax shall not be applied to any other purpose whatever. the sole and special purpose of paying urged. It has been repeatedly noticed any other purpose whatever.
>
> Your relators show that the said general council of the city of Memphis, as of construction demanded. In Williamabove copied, have power to levy and lng the decision of Judge M'Lean in 4 with the repeated encores that greeted out limit) to pay and discharge all interest in bonds of the city as they may "The fact that it would have prevented ning afforded much more pleasure than gheny is rising rapidly, and run ning afforded much more pleasure than gheny is rising rapidly, and run ning afforded much more pleasure than gheny is rising rapidly, and run ning afforded much more pleasure than gheny is rising rapidly. become due, and that they, the said general council, under the afofesaid power of the charter, have from time it the duty of the master to give the or- most interesting, faithful and mirthand for the present and current year, there no proof that was the duty of the upon the Memphis stage during the seahave levied and are collecting an interest tax of thenty-five cents on each one hundred dollars worth of taxable proof is pleuary that he was in the exact laugh with delight. The play itself is a property in said city, which said performance of his duty, was pursuing amount of taxation is entirely inadequate to pay the interest now due, and

upons or interest warrants contem-

referred to.

tioners or relators have no adequate remedy otherwise than by their pro-Court will meet at ten o'clock this ment at law on said coupons, and that morning, and the cause of H. description subject to respond to a judg-morning, and the cause of H. spective of its pecuniary rewards. It is with a hearty and commendable self-esteem that these men boast of long ties this season as manager of the Memcompelled to resort to a mandamus to years of service among the sinuous will be taken up by T. B. Turley, Esq., collect the same. The bill further special chancellor, etc. In case of fail-alleges that it is the duty of the council ure, Hon. R. J. Morgan will call the to levy and collect a tax for the above following calendar, viz: 1988, Bridges purpose sufficient to pay all interest as vs Bridges; 2001, Denning vs Cunning- it becomes due. That the said deham; 2026, Day vs Thomas; 2042, fendant, the city of Memphis, through Holst vs Holst; 2043, Ford vs Lehitsmayor, and executive officers and genman; 2045, Bond vs Cheatham; eral council from time to time and for 2047, Gueble vs Ellistt; 2054, Rus-many years since the making and issu-whose hands the prosperity of both ing of said bends of the city as above ards; 2058, Hanauer vs Hawkins; 1134, set forth, have paid the semi-annual interest thereon and on each of them 2060, Mosby vs Piunkett; 2759, Christian vs Tennessee State Mutual Fire warranted as these herein set forth, out represented by like coupons or interest Insurance Company; 1136, Sanders vs of interest for that purpose, heretofore Kelly; 732, Duffy vs M'Gee; 1670, Moon | collected. Premises considered your relators pray that your honor will grant the writ of mandamus commanding the defendant, the city of Memphis through its mayor and general council to proceed forthwith and without delay to levy a tax in addition to all other taxes now levied or to be levied for this purpose sufficient in amount after paying cost of collection and after making proper allowances for errors and insolvencies to | might be furnished from its records, and pay said coupons or interest and cost, | many a secret for which the quid nunca and cause the same to be collected in the manner provided by law, and to pay over to petitioners on these coupons or attorneys practising before Judge Flipinterest warrants. The amount collect- pin. Yesterday the counsel for the de-

> shall be paid. Important Decision Affecting Steam-boatmen as Common Carriers.

the whole with interest and cost therein

Tighe vs. Steamer Minneola—Appeal: Hume & Poston for plaintiff in error; P. Robert Hutchinson for defendant in error, Mr. J. M. Tighe, a merchant of this city, sued the steamer Minneola in admiralty, in the district court of the United States at Memphis, to recover one thousand dollars for goods shipped on the Minneols August 21, 1869, at Cincinnati for Memphis. At the time making the shipment the river was so low that part of the cargo had to be stowed on two barges fastened to the steamer on each side. This necessity was known and assented to by the shipper. On the trip down the river, the barge on which Mr. Tighe's goods were struck an unknown snag at Hurricane sland, and sunk, whereby a part of Mr. Tighe's goods were lost to the value of one thousand dollars. On the trial in the district court. Mr. Tighe recovered udgment for one thousand dollars. The feudant appealed to the circuit court, and Judge Emmons, on hearing the apeal, reversed the judgment below. The laintiff in error was ably represented y Messrs. Humes & Poston, and the defendant (Tighe) by Mr. Robert Hutchin-

son. The opinion of Judge Emmons was thorough and quite comprehensive, and is herewith presented. Had this case come before us unembarrassed by the judgment of the learned judge of the district court, we should nave had very little difficulty in dismissing the libel. It is a rule of this court, as it is of the supreme court, upon mere questions of fact, where the same record is before us as that which was before the district court, that in order to reverse a decree, the case must be such that we would grant a new trial if a verdict had been found by a jury upon the same proofs. There must be no considerable conflict in the evidence upon any point which disposes of the case. In reversing this decree, we do not intend to modify this rule. We should not do so were we not confident that his honor niggardly in her appreciation of judicial the district judge would, upon rehearing, in view of the arguments and criticisms with which we have been favored,

have rendered a like judgment. The presentations of the case by the libellant's counsel, and the very pecu-Har character of some of the testimony, inclines us to believe, with but little doubt, that the same misapprehension, In order to keep our readers posted as which, at the first reading was made by to the legal matters affecting our city, ourselves, caused the decree below. The we present below a copy of the petition learned counsel confidently assumed of P. C. Bethel filed against the city. that the record contained much evi A number of such cases are pending in | dence that the usual and rightful course the first circuit court, and involve of the Minneola down the river was various sums, for which it seems that more than a hundred feet nearer the the city may be compelled to provide northern shore than that which she, in for. Thos. Branch & Co. have filed a fact, took. The few sentences which seemingly so say when interpreted in the light of the entire testimony, authorize no such meaning; we cannot minutely analyze all these proofs, but to impute to these experienced pilots an in-tentional concession, that the course of the Minneola was not the usual and the right one, is to make them diametrically contradict themselves and every other expert in the case. Rationally interpreted, no such absurd contradiction

occurs. Without any unnatural reading the entire testimony sustains the following simple case: The libellant shipped his goods at Cin-cinnati under a bill of lading which authorized their carriage upon a barge. It is not material, but it very clearly appears that the libeliant knew they were so loaded. The contract contained the ordinary exception of the perils of navi- dies' Bightgowns, Chemises, Brawers, gains. Every witness to this point, without exception, shows the steamer was properly manned and managed, that the barges were properly adjusted, that she descended the river in the usual and rightful course, and that the sole terest due and payable on the first Mon-day in January, 1875, in the city of New York to bearer on said coupon upon which could not have been prevented by skill and watchfulness. Upon the proof there is not even a plausible lor, mayor of said city, of the following suggestion of even error, much less fault numbers, to-wit: Nos. 82, 94, 155, 179 upon the part of the carrier. It is the very case which has for many years stood in the elementary books as an illustration of a loss for which a common car-All of said coupons or interest war- rier is not responsible. We have no rants are undisputed by the city of doubt, had the learned judge of the dis-Memphis, and admitted to be regularly and legally issued, and binding upon the city, and are now due and unpaid, together with interest thereon, and are new due and unpaid, together with interest thereon, and are

accidentally lodged there, precisely the Relators further show that section fif- same argument might have been made, ty-six of the charter of the city of Mem-phis provides that the general council of had run where he did. Plainly fallathe city of Memphis shall have power, cious as is such a position, we hear few in addition, to levy and collect a tax for cases argued where it is vehemently is shown by the clause of said charter son vs. Barrett, 13 Howard, 101, affirm- Mr. Murphy found it difficult to comply collect a tax sufficient in amount (with- M'Lean's R., 589, Judge Nelson, for the him. There was a good house, and evthe catastrophe is not enough; circum-stances must be shown that would make was unanimous. He certainly is the broke at 4 o'clock to-day, and the i'ce o time levied and collected interest tax | der." In the case before us not only is | provoking comedian that has appeared pilot to take a course that would have son. His songs, dances, comicalities uate to pay the interest now due, and of the channel, with boat and barges in all respects manned, equipped and adjusted as the law requires. To condemn "Mickie M'Gaff," the fiddler, and "Chris of the following due each year. That the said coupons or interest warrants the Minneola in such circumstances is

city of Memphis, and are the same tect it. No mistake greater or more injurious plated in the section of the city charter to those who intrust their property to Help the support is quite good, and no the carriers of our country can be made Relators further show that notwith-tanding it is made the positive duty of a large share of the fidelity and watch-was both graceful and amusing. To said city of Memphis, and through its mayor and general council to levy a tax same love of reputation and high standsufficient to pay said coupons and interest warrants, they have refused and the lawyer at the bar, or those who labor in the deportments of public life. These men and the higher officers of our steamers, as a class, are self-respectceedings for mandamus. That the said | ing gentlemen. We do not think there | them. city of Memphis has no property of any description subject to execution at law, shallows and shifting obstructions of our river navigation, without blameable loss. If we condemn without cause, blame when every possible skill and diligence has been exerted, we shall remove one of the best guarantees which both the ship-owner and the merchant whose hands the prosperity of both

must inevitably be placed. In the Criminal Court Saturday. The criminal court was alive with usiness Saturday, and although it was Saturday, many cases were disposed of. This is, indeed, a hard-working court, neither bench nor bar dallying in the dispatch of the cases before it. There are, too, before this tribunal every day cases not only of importance but of the deepest interest, involving the nicest points of law and the exercise of the soundest discretion and judgment. Materials for many a novel or romance, as well as good models of judicial forms M'Cabe; 2954, Edmonds vs Welch; 2824, ed from time to time as received until fendant charged with the robbery of the Southern express company's messenger, Brady, Messrs, Adams and Logwood, moved the court to have some thirteen hundred dollars, claimed by one of the defendants, and for which said defendant had given them his check, turned court, after examination of witnesses and hearing argument refused to do. Colonel Douglass, as counsel for an unfortunate prosecutor, in the case of the State versus a

over to them as fees. the colored citizen of Mississippi, charge with larceny, but who was acquitted by the jury, with the recommendation that the prosecutor pay the costs of the prosecution, made an eloquent speech in behalf of his client. The court, however, acted upon the recommendation of the jury. A very interesting question of law was argued by Captain J. C. Maccabe, on a motion for a new of the State versus Thomas Williams, indicted for breaking and entering, in July last, the saloon of James T. Berlin, of this city, with intent to commit larceny, and for having committed that offense. The jury had returned a general verdict of guilty of grand larceny, breaking, with intent to commit that verdict at five years in the penitentiary. dict was general and responsive to the joying indictment, and should have been rethe matter under advisement. Judge Flippin and Attorney General Wright are doing the State good service in our criminal court, and when one considers the constant daily toil of the judge of this court in connection with the miserable salary paid him, one is disposed to

EASTER. Handsome Dress Goods and

regard the State of Tennessee as rather

SILES! SILES!! We open to-day some elegant novelties in fancy Silks, grisaille, striped, and checked. Also, some new designs in SPRING DRESS GOODS.

MENKEN BROS.

CUT-OFF-20 CENTS A DRINK. Mr. George Miller, the popular proprietor of the famous Cut-Off saloon, has reduced all drinks to twenty cents. He keeps his customary brands of excellent liquors and wines as of yore, but reduces the price to suit the times.

NOTICE. Parties wishing lumber, laths, shingles, doors, sash and blinds, cedar posts | The three other negroes are said to be and fencing-lumber of every kind and dimension, will find it to their intest to call on us. WE WILL NOT BE UNDER-R. L COCHRAN & CO., Foot of Washington street, and No. 4 How-

ard's row. LADIES' UNDERWEAR. Some bargains in these goods will be

and akirts; also a job in Corsets. MENKEN BROS. THEA-NECTAR TEA.

This is a pure black tea, with a green tea flavor, calculated to suit all tastes, LYTLE & SHIELDS. GENTLEMEN'S wear cleaned at the Memphis Steam Dyeing establishment,

LIVINGSTON & COMPANY, DOMESTIC AND POREIGN BASHERS, 10 PINE STREET, NEW YORK. Conservatively organized for doing the business of out-of-town banks, bankers, corporations, merchants and individuals, Usual interest allowed on daily balances, Collections made and promptly remitted, Correspondence solicited. Exchange on principal cities of Europe.

des of Europe. LIVINGSTON, NEWBERN & CO., NEW DRESS GOODS.

Also a fresh consignment of our Raven-Black Alpacas and Mobnirs.
MENKEN BROTHERS. NEURIL.—The instantaneous cure for neuralgia. Gen. W. Jones & Co., keep it.

CARPETS AND FURNITURE

AMUSEMENTS.

The Theater. At no time this season has the Memphis Theater afforded a more delightful entertainment than was given last night Mr. Joseph Murphy, the popular Irish comedian, being the attraction in the Von Lubenstein." Besides these, Mr. are for the interest of the bonds of the | to do an injury to commerce, not to pro- | Murphy has a number of specialties of the most interesting nature, and in everything he is excellent. In the play of one deserves more credit than Miss Jo-

Manager Pennoyer's Benefit. The many friends of Mr. A. S. Penphis Theater, will give him a complimentary benefit next Thursday night upon which occasion the great Irish comedian, Mr. Joseph Murphy, wiil appear. Mr. Pennoyer is not only popular among the members of the dramatic profession, but has warm friends in Memphis who will see that his benefit is largely attended. Let there be a crowd-Mrs. DeGray Bennett's Dancing Acad-

A grand German to be given in Mrs. DeGray Bennett's dancing academy, 225 Second street, Thursday night Friends and patrons respectfully invited

SPRING NOVELTIES. MENKEN SECTIONS Bisplay this week, Novelties in Parasols, , Novelties in Silk Ties, Novelties in Collarcties New Sets Collars and Cuffs,

and novelties in Fancy Goods generally. MENKEN BROTHERS. FRUIT AND PACKING BOXES. The thorough success of our new machine enables us to still further reduce

til you inquire for yourselves. MEMPHIS WOOD WORKS, CIVIL RIGHTS.

Impudent Attempt of Cheeky Negroes to Dety and Run Counter to

Public Opinion. It seems that in Memphis there are certain negroes who, with malicious white advisers, are resolved to force themselves into public places, and by their presence and behavior provoke a difficulty. When negroes entered the Theater for the purpose of testing the civil rights bill and in order to offend trial and arrest of judgment in the case | the public, the APPEAL reminded them of the injury this would cause themselves, as well as the white citizens, by persisting in such efforts to annoy and harrass. Yesterday five negroes endeavored to enjoy the luxury of billiard halls and billiard saloons. They first visited Converse's Chickasaw biland subsequently, under the instruction of the court, another verdict of house- street, where they called for drinks and cigars, which were felony, fixing the punishment in each | them. They then ordered a set of balls to be placed on a table, and chalked The counsel contended that the first ver- their cues for the purpose of engame Mr. Converse told them liards. ceived by the court; that the second was a mere nullity, and should not have been received; that the first, by necessary implication, acquitted the defend- him if they would leave. The negroes, ant of the charge found by the second, however, did not readily comply with and that neither were supported by the evidence in the case. The court took by Mr. Converse they forsook their loon. They next went to the Peabody hotel, and going through the hall, visited the billiard saloon, the proprietor of which informed them that influence upon the gentlemen there. The negroes who said they did not wish to play billiards, remained a few minutes to witness the games which were being

intended game and left the satheir presence might have an unkind played. It soon became evident that a number of gentlemen were preparing their cues for the purpose of caroming upon the heads of the sable intruders, who thereupon left the billiard hall and went into the drinking saloon of the hotel. They ordered wine, and the gentleman behind the bar informed them that it would cost two dollars per drink. The negroes thought this too costly, and thereupon left. When they reached Union street thirst induced one of them to enter John Sturia's saloon, where they ordered drinks. Now as John Cella, the spiritual agency, does not receive any patronage from the negroes, he deemed it right to inform his civil rights visitors that he asked fifty cents for a drink. The negroes concluded that this was too much, and immediately left the saloon. One of the negroes runs a handcart and goes by the name of Joe. Another is in the cart business, and is remembered as the negro who drives a small mule.

gamblers. ATTEND Robertson's Business College Elegant new embroideries this week MENKEN BROTHERS.

CHEAP EMBROIDEMIES. offered to-day to close out a large lot | sertings at 5, 6, 8, 10 and 15 cents a yard. alightly imperfect. They consist of la- A good opportunity for decided bar-MENKEN BROTHERS, NOTICE.

> Having determined to retire from the cigar trade, will sell the whole of our large stock at cost for cash. Those wish- Get your SHIRTS MADE TO ORDER and ing bargains will call at once and examine for themselves. EDMONDS, PETTIGREW & CO., 266 Front street.

CANNED FRUITS AND VEGETABLES. Peaches, tomatoes, strawberries, pears, ma beans, pine apples, corn, French peas, apricots, etc., all standard goods of the most celebrated brands.

LYTLE & SHIELDS. THE Warwick and Elmwood collars so closely resemble linen, that the only difference you can detect is that they look and fit better. CONSTABLE'S SALE,

Notice to country merchants: A large lot of hardware, cutlery, and goods in that line to be sold on March 19th, at 231 Main street. T. S. MALLORY. Go To Leddin's Business College. FLOWERS, bulbous roots, plants, beq-quets and decorations. Craig's, 379 Mair.

end street, opposite postoffice. The cheapest and best STEAM DYRING and CLEANING HOUSE in the city is at 246 Second street. HANSON'S WALKER, No. 15 Court Street, Memphis. Street, Memphis. Is day of March, 1875.

Memphis. Ist day of March, 1875.
M. D. Welch, att'y for plaining.

JOHN WALSH, Undertaker, 344 Sec-

SUN-UMBRELLAS. Some elegant new designs of these goods are now on exhibition, in the new shades of uttramarine bins. MESSEN BROS.

ADDITIONAL RIVER REPORTS

Rain this morning, cloudy and cool this

Miscellaneous Telegrams. LITTLE ROCK, March 15.—Weather ear and winds. River 8 feet 3 inches; sing. Arrived: Legal Tender, Memphis; Clarksville, New Orleans. NEW ORLEANS, March 15 .- Weather:

evening. No arrivals or departures to-PITTSBURG, March 15-Neon.-The Monongahala is 14 feet, and rising. gheny is rising rapidly, and running full of ice. The gorge at Kittananing passed out without doing any damage to property, so far as known. Brownsville eports 14 feet 6 inches and falling. ST. Louis, March 15.—Arrived: Only local packets. Departed: Raven, Ohio river. River rising fast; total swell since Thursday night, 7 feet; boats will leave to-morrow for the upper streams. Weather cloudy, cool and high winds.

The Melting Suow Swelling Upper Tributaries. CINCINNATI, March 15 .- A special to e Fort Wayne Gazette says: The recent warm weather and heavy rains have caused the heavy snow which had accumulated there to melt rapidly swelling all the streams. St. Joseph and Maumee rivers are very high. The new bridge over the latter, fifteen miles om Fort Wayne, was swept away by ce this morfling, and other bridges are eported in danger.

Ice Gorges Brenking. PITTSBURG, March 15.-The heavy gorge which has been tying at Kittan-aning for the past few weeks broke this afternoon at four o'clock, and reached here at twenty minutes past eight; the e is very heavy and the river is running full of it. There was no serious damage along the Allegheny, so far as heard from, but fears are entertained for the lower coal landings. The Kiskimin etas gorge broke this afternoon and carried away the county bridge at Leech-burg. Reports from the upper Allegheny show considerable of a rise, and good prospects of a general break-up.

### STEAMBOATS.

FOR SALE. Steam Towboat Robert Semple, fow in the Arkanses river; is in good run.

BOHLEN, HUSE & CO., Memphis, Tenn. FOR LOUISVILLE & CINCINNATI. Cincinnati and Memphis Packet Co. For Cairo, Louisville and Cincinnati.—The ele-gant steamer VINT. SHINKLE, Jas. Kennis-ton, master, W. F. Mcintyre, clerk, will leave as above TUESDAY, March 16th, at 5 p.m. giving through tickets to Baltimore and Wash-ington at \$20; Philadelphia \$25, New York, \$25. Apply on board or to R. W. LIGHTBURNE, Sup'l, 15 Madison st.

FOR CAIRO, EVANSVILLE, LOUISVILLE
AND CINCINNATL
The elegant passenger steamer Str. Belle Lee, F. Hicks....master | Aif. Grissom.......clerk Leaves as above TUESDAY, March 16th, at

5 p.m. For freight or passage apply to J. T. WASHINGTON, Agent, No. 300 Front stree The Belle Lee will continue in the Louisville and New Orleans trade the remainder of the the price of boxes. Don't be mislead in believing that any one undersells us un-

> FOR NEW ORLEANS. St. Louis and New Orlands Packet Co. Str. Bismarck, Latina Leaves as above TUESDAY, March 16th, at

For freight or passage apply to J. T. WASHINGTON, Ag't, 20 Front st, Cincianati and New Syleans Packet Co. Robert Mitchell, w. Kates Leaves TUESDAY, March 18th, at 12 m.

FOR ARKANSAS RIVER. Regular Semphis and Pine Blaff U. S for Red Fork, Auburn, New Gascony, and all points through to Pine Bluff, connecting with light boats through to Fort Smith. h to Fort Smith Leaves EVERY TUESDAY, at 5 p.m.
Nowland

ves EVENY SATURDAY, at 5 p.m., freight or passage, apply to For freight or passage, apply to JNO, N. HARRIN, Supt., U. Madison R. P. GLENN, Agent, Wharfboat, foot Court stree FOR COTTON WOOD POINT, MO. or Osceola, Hailes and Cottonwood Points.

legular Semi-Weekly U. S. Mail Packet, Str. GEO, W. CHEEK, S. Green master S. Green master aversevery MONDAY and FRIDAY at 5 payers every MONDAY and FRIDAY at 5 payers on board or For freight or passage apply on board or to GEO. W. CHEEK, Sup't, 28 Front street, R. W. LIGHTBURNE, Agent, 15 Madison: FOR HAILES POINT.

Regular Randolph, Fulton, Osceola and Hales Point Semi-Weekly Packet. Mary Ament, D. K. Joplin ...master | Joe. W. Rhodes.....crrr Leaves Memphis MONDAYS and FRIDAYS

CHEEK LINE. demphis and Vicksburg Packet Company For Helena, Friars Point and the Bends—I 8. Mail to Napoleon. Illinois, 

A. J. White, George Malone master.

Aves TUESDAYS and SATURDAYS, 5 p.m. For freight or passage apply on board, or to GEO. W. CHEEK, Supp. 288 Front street. FOR HELENA & FRIAR'S POINT For Heiena, Friars Point and the Bends, TRI-WEEKLY PACKET. The elegant and fleet side-wheel passenger

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WARBANTED TO FIT. 12 Very Finest - - - \$33 6 Very Finest - - - 17

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At 356 Main Street.

We are now receiving, and will constantly keep on hand, a large assortment of FOREIGN AND DOMESTIC

# LIQUORS & CIGARS.

on ties favoring us with their patronage. Our act lities are such that we know that we can fact these are such that we know that we can compale with any house in this city in erices as well as in the time of goods generally re-quired that such an establishment. Call and examine our stock,

# M. HOCHSTADTER,

FIRE AND MARIER

INSURANCE COMPANY

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Have Kemoved to only a former by occa-pled by BeSolo Bank, No. 20 Madison Stireet. OFFICERS.

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Designated Pepesitory and Financial Agen of the Un ited States; also, specially d esignated as a Depository for Di. barsing Officers of the Treasury, War and Judiciary De-

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cale Fancy Groceries.

P. B. DAVIS, President First National Bank Memphis. OFF TERRS: F. S. DAVIS . . . . . . Presiden W. P. PROUDFIT - . - Vice-President + W. W. THACHER . . . . Cashier C. W. SCRULTE . . . Ass't Cashier

NOTICE. TREASURY DEPARTMENT, February 5, 1875. February 5, 1875.

By virtue of the first section of an act of Congress, approved June 14, 1885, entitled "An act to regulate and securs the safe-keeping of public young intrust of to disjursing efficers of the United States," the First National Bank of Memph; 5 Tennessee (there being no Treasurer nor As distant-Treasurer of the United States at that place), is hereby specially designated for the repetition, safe keeping and dispursement, according to law, of the public funds intrusted for disbursement to any and all officers of the Treasury Jany Department.

Acting Secreta, y of the Frensury.

To Castier First National Bank, Memphis, Tennessee.

LOUISVILLE & NASHVILLE AND GREAT SOUTHERN BAILROAD

Express Train leaves daily (Sundays excepted) 240 a.m Brownsville Accommodation leaves daily (Sundays excepted) 1:00 p.m No change of cars by this line for Louis-rille, St. Louis or Nashville. Fullman Palace Sleeping-Cars on air night trains. For tickets or information apply at

### Ticket Office, No. 287 Main Street, CORNER MADISTO JOHN FLYNN, Son't Mamphie Dry. JANE SPEED, Ticket Agon. GLOBE INSURANCE CO.

Cash Capital : : \$300,000 Statement, January I, 1875.

OF CHICAGO, ILLINOIS.

Loans on mortgage (value of property mortaged over 800,0000).

Loans on collateral security 20,000 of Interest accrued on toans.

U.S. Bonds, market value 20,000 of West Chicago Park Bonds, market value 20,000 of West Chicago Park Bonds, market value 30,000 of West Chicago Bonds, market value 30,000 of West Ch ue from other companies for re-la-

All other property, including office furniture, etc. 4,000.00

Office, Ho LaSalle st., Union Building, CHICAGO. PHELON & BOOTH, Agents

> No. 5 Madison St., Memphis. SHERIFF'S SALE

REAL BETATE. PUBLIC NOTICE IS HEREBY GIVEN That by virtue of a venditioni exponato me trected from the Honorable First official Court of Shelby county, Tennesses, in the case of Burleson & Patingen vs. Q. N. Davie, Judgment rendered on the 20th day of December, 1973, for the sum of one hundred and seventy-six dedians and twenty-five cents, with interest and costs of milit to Sathety and Indement, etc. I will, on

Monday, 5th day of April, 1875, in legal hours, in front of the courthouse Memphis, Tennessee, proceed to sell, to the highest bidder, for cash, the following described property, to-wit:

The north half of the northeast quaries of fractional action six (6), township one, range eight west, containing so acres.

Levied on as the property of defendant, Q. N. Davie, to satisfy said judgment, inferest and costs.

gment, etc., I will, on